

MESSAGE NO: 7337205 MESSAGE DATE: 12/03/2007

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-868

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 12/03/2001 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: ANTIDUMPING SCOPE RULING ON FOLDING METAL TABLES & CHAIRS FROM CHINA, INTERNATIONAL E-Z UP, INC. WORK BENCH IS NOT WITHIN SCOPE (LIQUIDATE) (A-570-868)

MESSAGE NO: 7337205

DATE: 12 03 2007

CATEGORY: ADA

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REFERENCE:

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CASES: A - 570 - 868

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PERIOD COVERED: 12 03 2001 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: ANTIDUMPING SCOPE RULING ON FOLDING METAL TABLES & CHAIRS FROM CHINA, INTERNATIONAL E-Z UP, INC. WORK BENCH IS NOT WITHIN SCOPE (LIQUIDATE) (A-570-868)

1. ON 10/04/2007, IN RESPONSE TO A REQUEST BY INTERNATIONAL E-Z UP, INC. ("E-Z UP"), THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING THAT THE INSTANT WORK BENCH IS NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING FOLDING METAL TABLES AND CHAIRS FROM THE PEOPLE'S REPUBLIC OF CHINA ("PRC") (A-570-868).

2. THE COMMERCE DEPARTMENT DETERMINED THAT E-Z UP'S INSTANT

WORK BENCH'S LEGS AND WEIGHT DO NOT MATCH THE DESCRIPTION OF THE FOLDING METAL TABLES IN THE SCOPE OF THE FOLDING METAL TABLES AND CHAIRS ORDER OR THE ITC FINAL REPORT. THEREFORE, THE INSTANT WORK BENCH IS NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING FOLDING METAL TABLES AND CHAIRS FROM THE PRC.

3. EFFECTIVE 10/04/2007, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 12/03/2001 OF E-Z UP'S INSTANT WORK BENCH.

4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO E-Z UP'S INSTANT WORK BENCH.

5. THESE INSTRUCTIONS CONSTITUTE NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF E-Z UP'S INSTANT WORK BENCH ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER (12/03/2001).

6. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CUSTOMS AND BORDER PROTECTION ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDER PAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

7. CONTINUE TO SUSPEND LIQUIDATION OF ENTRIES OF FOLDING METAL TABLES AND CHAIRS SUBJECT TO THE ANTIDUMPING DUTY ORDER

COVERING FOLDING METAL TABLES AND CHAIRS FROM THE PRC.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY O8: WMQ).

9. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

ANNE MARICICH

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party